

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**October 02, 2007**

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**COUNTY COMMISSIONERS**

**Welton G. Cadwell, Chairman**

**Jennifer Hill, Vice Chairman**

**Elaine Renick, District #2**

**Debbie Stivender, District #3**

**Linda Stewart, District #4**

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**Cindy Hall, County Manager**

**Sanford A. Minkoff, County Attorney**

**James C. Watkins, Clerk to the Board**

**DISCLAIMER**

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

In addition to regular Board meetings, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which any member of the public may comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

**ITEMIZED AGENDA**

**October 02, 2007**

8:30 A.M.      Sales Surtax Committee Meeting

9:00 A.M.      Invocation

Pledge of Allegiance

**I.      AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

## **II. MINUTE APPROVAL**

Tab 1            Approval of the following Minutes:  
                      August 28, 2007 (Regular Meeting)  
                      September 4, 2007 (Regular Meeting)

## **III. CLERK OF COURT'S CONSENT AGENDA**

Tab 2            Approval of Clerk of Courts' Consent Agenda (Items 1 through 8)

1.    Request to open delivery vs. payment account for the purchase of investments at the following institutions:

Colonial Brokerage Inc. for Colonial Bank  
First American Bank for Florida Choice Bank  
NatCity Investments for National City Bank

Recommendation:    Approval

2.    1.   List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office.

Recommendation:    Acknowledge Receipt

3.    Monthly Distribution of Revenue Traffic/Criminal Cases, for the Month Ending August 31, 2007, in the amount of \$194,145.20. Same period, last year: \$189,641.76.

Recommendation:    Acknowledge Receipt

4.    Proposed Budget for Bella Fonte Community Development District for the Fiscal Year 2006/2007, pursuant to Chapter 190, Florida Statutes.

Recommendation:    Acknowledge Receipt

5.    Proposed Budget for Bella Fonte Community Development District for the Fiscal Year 2007/2008, pursuant to Chapter 190, Florida Statutes.

Recommendation:    Acknowledge Receipt

6.    Meeting Notice – Southwest Florida Management District Governing Board Meeting Calendar for Fiscal Year 2008 and map depicting the District's boundaries as required by Chapter 189.417, Florida Statutes.

Recommendation:    Acknowledge Receipt

7. Ordinances from the City of Umatilla, as follows:

Ordinance No. 2007-N, extending and increasing the corporate limits of the City of Umatilla, pursuant to the provisions of F.S. 171.044, annexing approximately 24 acres in the City of Umatilla for the property owned by Linda T. Austin, Trustee and located east of Tenth Avenue and north of CR 450.

Ordinance No. 2007-0, extending and increasing the corporate limits of the City of Umatilla, pursuant to the provisions of F.S. 171.044, annexing approximately 317 acres in the City of Umatilla, owned by Bay Pointe Builders, LLC and located east of SR 19, south of Mills St. and south of CR 450.

Recommendation: Acknowledge Receipt

8. Ordinances from the Town of Lady Lake, as follows:

Ordinance No. 2007-23, pertaining to comprehensive planning in the Town of Lady Lake, amending the Town of Lady Lake Ordinance No. 81-8-(83), which established the Town of Lady Lake Comprehensive Plan, providing for a small scale Future Land Use Map amendment.

Ordinance No. 2007-24, redesignating zoning classification for certain property owned by David and Barbara Wieckhorst, located within the town limits of the Town of Lady Lake, rezoning subject property located in the vicinity of W. Lemon Street and High Avenue from single-family medium density (RS-6) to Lady Lake Light Commercial (LC).

Recommendation: Acknowledge Receipt

**IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 13)**

**Community Services**

[Tab 3](#) For the Board to approve and authorize the Chairman to sign the FY 2007-08 CDBG Partnership Agreement between the Ponceannah Cemetery Association, Inc. and the County in an amount not to exceed \$36,500, allocating CDBG funds to install a well and hand pump, a solar-powered security light, and replace fencing and to direct the Community Services Department to execute the agreement and oversee completion of the project as covered in the Scope of Services.

**Economic Growth And Redevelopment**

[Tab 4](#) Approval to be a sponsor of the Lake County Days 2008 to be held in Tallahassee on Wednesday, February 13, 2008 and Thursday, February 14, 2008, in the amount of \$2,500.00.

**Employee Services**

[Tab 5](#) Approval of re-activation of the County's contract with Careerbuilder.com for recruitment advertising for service dates from 10-1-07 to 9-30-08.

**Growth Management**

[Tab 6](#) Satisfaction & Release of Fine, Property Owners: Harry W. Dunham & Carolyn F. Alford. Commission District 5.

[Tab 7](#) Satisfaction & Release of Fine, Owner: Marvin & Shirley Longnecker, Case# CEB 179-99. Commission District 4.

[Tab 8](#) Satisfaction & Release of Fine, Owner: Michael & Bethany Hamm, Case# 2000060009. Commission District 5.

**Procurement**

[Tab 9](#) Recommendation is made to award a contract to BRPH Architects-Engineers, Inc., Gatorskitch Architects, Inc., John S. Dickerson Architects, Inc., Reynolds Smith and Hill, Inc., rk Collaborative, Inc., The Scott Partnership Architects, Inc., The Vitetta Group, and HLM Architects, Inc. For Landscape Architects we are recommending, Glatting Jackson Kercher Anglin, Inc., Herbert Halback, Inc., and Reynolds Smith and Hill, Inc.

[Tab 10](#) Recommending Wendy Grey Land Use Planning, HDR Engineering Inc., Herbert Halback, Inc., and Wilson Miller for the On Call Planning Services for Lake County.

[Tab 11](#) Recommendation is made to award a contract to Electric Services, Inc., to Furnish and Install a Emergency Power Generator at the Central Landfill.

#### **Public Safety**

[Tab 12](#) Approval and execution of Proclamation proclaiming October 7-13, 2007 as National Fire Prevention Week in Lake County.

#### **Public Works**

[Tab 13](#) Request authorization to release a performance bond in the amount of \$5,500, accept a maintenance bond in the amount of \$326,791.84, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Highland Cassidy, LLC. and execute a resolution accepting the following roads into the County Road Maintenance System: Great Egret Drive (County Road No. 2815), Narrowleaf Court (County Road No. 2815A), Pine Gulch Court (County Road No. 2815B), Kehoe Marsh Court (County Road No. 2815C), and Dillymarsh Court (County Road No. 2815D). Whitmarsh consists of 105 lots and is located in Section 1, Township 21 South, Range 24 East. Commission District 3.

### **V. COUNTY ATTORNEY'S CONSENT AGENDA**

[Tab 14](#) Approval of Ordinance creating section 16-53, designating Lady Lake/Andrews parcel for conservation use only.

[Tab 15](#) Approval of Modification Agreement between Cagan Crossings, Ltd., f/k/a Southlake Development, Ltd., Lake County, Cagan Crossings Town Center, LLC, Compass Bank, and Cygnex, LLC modifying location of off-site drainage easements adjacent to the library at Cagan Crossing. Commission District 2.

### **VI. AWARDS**

#### **EMPLOYEE AWARDS**

##### **Presentation of Award to Employees with Twenty Years of Service**

Robert Chase, Survey Technician II  
Public Works/Engineering/Survey/Design

### **VII. PRESENTATIONS**

[Tab 16](#) Presentation by David Moseley, Civil Air Patrol, to Lake County employees for their assistance with "Reach Across America".

### **VIII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS**

## **Community Services**

- [Tab 17](#) The BCC approve Human Service Grant Review Committee recommendation and provide funding as summarized for fiscal year October 1, 2007 through September 30, 2008. Authorize signature by the chairman to sign subsequent contracts and other related documents contingent on County Attorney approval.
- [Tab 18](#) Request approval of annual grant funding for ten (10) children's services providers, who have submitted applications for 2007-2008 County funds through the Children's Services Council Request for Proposal (RFP) process; request authorization for signatures on subsequent agreements contingent on County Attorney approval; request authorization to encumber and expend funds.
- [Tab 19](#) For the Board to approve and authorize the Chairman to sign the FY 2007-08 CDBG Partnership Agreement between the Town of Astatula and the County in an amount not to exceed \$36,360.00, granting the Town CDBG funds to improve Joe Swaffar Park, and to direct the Community Services Department to execute the agreement and oversee completion of the project covered in the Scope of Services. Commission District 3.
- [Tab 20](#) For the Board to approve and authorize the Chairman to sign the FY 2007-08 CDBG Partnership Agreement between the Town of Montverde and the County in an amount not to exceed \$36,360.00, granting the Town CDBG funds to improve Truskett Park, and to direct the Community Services Department to execute the agreement and oversee completion of the project covered in the Scope of Services. Commission District 3.
- [Tab 21](#) Approve and authorize the Board of County Commissioner's Chairman to sign contract between Lake County and the State Department of Health for operation of the Lake County Health Department during contract term 10/01/07 through 9/30/08.
- [Tab 22](#) For the Board to approve unencumbered HUD funds in the amount of \$30,776.00 be added to the FY 2006-07 Partnership Agreement between Lake County and the Town of Montverde and extend the expiration date of agreement. Commission District 3.

## **Growth Management**

- [Tab 23](#) Make a determination about an impact fee refund appeal for the Lakes of Mount Dora community where road impact fees were improperly paid. The requestor is requesting two decisions: an exception to the 180-day time limitation and an exception to the owner of record requirement. Commission District 4.

## **Public Safety**

- [Tab 24](#) Approval of a Resolution renaming Willis V. McCall Road to CR 450A. Commission District 5.

## **Public Works**

- [Tab 25](#) Approve agreement with Founders Ridge LLC for improvements to North Grassy Lake Road. Commission District 3.
- [Tab 26](#) Approve agreement with The Landings At Lake Harris, LLC regarding construction of a new road from CR 448 south to serve the Lake Harris Groves development within the City of Tavares. The developer will also provide improvements to Frankies Road. Approve agreement to sell approximately 3 acres of County Property to serve this development as right of way. Commission District 3.

## **IX. PUBLIC HEARINGS**

### **PUBLIC HEARING - 9:00 A.M. or As Soon Thereafter**

[Tab 27](#) Approval of Ordinance creating Chapter 2, Article IV, entitled "Lobbying".

[Tab 28](#) Approval with conditions to exempt the subject development from connection to a regional/subregional potable water system and allow use of individual wells as an Interim Potable Water System with conditions to be noted on the Final Approved Plat.

**X. OTHER BUSINESS**

[Tab 29](#) Approve the Women's Hall of Fame Committee's recommendation to induct Barbara Mittermaier and Antionette Viti as the 2007 inductees into the Women's Hall of Fame.

**XI. REPORTS**

**A. County Attorney**

[Tab 30](#) Approval of Resolution authorizing the Florida Development Finance Corporation to issue taxable and tax-exempt revenue bonds not to exceed \$40,000,000 to finance the construction of a Health Care Facility-Home for the Aged in Clermont.

**B. County Manager**

**C. Commissioner Hill - Vice Chairman and District #1**

**D. Commissioner Renick - District #2**

**E. Commissioner Stivender - District #3**

**F. Commissioner Stewart - District #4**

[Tab 31](#) Approval and execution of Proclamation proclaiming October 30, 2007 as Weatherization Day in Lake County.

[Tab 32](#) Approval and execution of Proclamation proclaiming October 2007 as Residents' Rights Month.

**G. Commissioner Cadwell - Chairman and District #5**

**CITIZEN QUESTION AND COMMENT PERIOD**

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration.

NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

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**Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.**

**Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.**